

## Message Text

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ORIGIN OPIC-06

INFO OCT-01 NEA-10 ISO-00 EB-07 L-03 COME-00 TRSE-00

CIAE-00 INR-07 NSAE-00 AID-05 INRE-00 /039 R

DRAFTED BY OPIC/GC:REBROWN

APPROVED BY EB/IFD/OIA:RJSMITH

EB/IFD/OIA:DHSTEBBING

NEA/PAB:DARCHARD (INFO)

----- 010025

O 221215Z SEP 76

FM SECSTATE WASHDC

TO AMEMBASSY DACCA IMMEDIATE

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E.O. 11652: N/A

TAGS: EFIN

SUBJECT: BELBAGCO

REF: (A) DACCA 4699; (B) DACCA 4631; (C) DACCA 4605; (D)

STATE 217052

1. OPIC WOULD LIKE TO COMMUNICATE DIRECTLY WITH ALTAF HOSSAIN CONCERNING THE BELBAGCO CLAIM BUT HAS NOT RECEIVED ANY LETTER FROM HOSSAIN OR HIS FIRM AS PROMISED IN REFTEL C, PARA 2. EMBASSY'S ASSISTANCE IN REMINDING HOSSAIN TO WRITE OPIC, INDICATING HIS ADDRESS AND TELEX NUMBER WOULD BE APPRECIATED. OPIC'S TELEX NUMBER IS 89-2310 AND HOSSAIN'S COMMUNICATION SHOULD BE DIRECTED TO RUFUS BROWN, OPIC COUNSEL NOW RESPONSIBLE FOR THE CLAIM.

2. OPIC NEEDS ADVICE FROM HOSSAIN AS TO WHETHER IT IS POSSIBLE FOR OPIC TO FILE A CLAIM FOR COMPENSATION IN ITS OWN NAME AND, IF SO, THE PROCEDURAL REQUIREMENTS FOR DOING SO. EVEN IF OPIC IS NOT REQUIRED TO ACT IN ITS OWN NAME, ITS DOING SO MIGHT AID THE BDG IN OVERCOMING THE CONCERNS

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EXPRESSED, INTER ALIA, IN REFTEL A, PARA 2. IF OPIC SHOULD

DECIDE TO PROCESS THE CLAIM IN ITS OWN NAME, IT WILL NEED CONSIDERABLE ADVANCE NOTICE AS HOW TO DO SO IN ORDER TO COMPLY WITH THE EXTENDED FILING DEADLINE.

3. PENDING THE OPENING OF DIRECT LINES OF COMMUNICATION WITH HOSSAIN, EMBASSY IS REQUESTED TO (A) PROVIDE HOSSAIN WITH INFORMATION CONTAINED IN REFTEL D, PARA. 5 (TO BE TREATED BY HIM AS STRICTLY CONFIDENTIAL AT THIS POINT) SO THAT HE CAN BEGIN THE ANALYSIS OF THE QUESTIONS RAISED IN PARA 2 ABOVE AND (B) TO OBTAIN A SET OF CLAIM FORMS FOR OPIC FROM THE BDG PRIOR TO THE SEPTEMBER 30 DEADLINE (REFTEL B, PARA 2).

4. OPIC CONCURS IN THE ASSESSMENT OF THE EMBASSY AND HOSSAIN CONCERNING THE BEST LEGAL GROUNDS IN SEPTEMBER 2 RESPONSE TO HAQ'S JUNE 25, 1976 LETTER AGAINST THE BACKGROUND OF THE GENERAL VALIDITY OF THE PRINCIPLE THAT DISTINGUISHES BETWEEN A CORPORATION AND ITS HAR-OLDERS, AS POINTED OUT IN REFTEL A, PARA 5. HOWEVER, OPIC IS UNABLE TO ACCEPT THE APPLICATION OF THAT PRINCIPLE IN THE CONTEXT OF THIS CASE. SHOULD THE BDG REFUSE TO ABANDON THE POSITION TAKEN IN THE JUNE 25, 1976 LETTER OF HAQ, OPIC PROBABLY WILL REQUEST HOSSAIN'S ASSISTANCE IN DEMONSTRATING, UNDER BDG AND INTERNATIONAL LAW, THAT THE RELIANCE ON THIS PRINCIPLE IN HAQ'S LETTER IS UNJUSTIFIED.

5. OPIC DOES NOT UNDERSTAND THE BACKGROUND TO THE BDG FEARS EXPRESSED PARENTHETICALLY IN REFTEL A, PARA. 2. ROBINSON

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** NATIONALIZATION, COMPENSATION, CLAIMS, DIPLOMATIC DISCUSSIONS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 22 SEP 1976  
**Decaption Date:** 01 JAN 1960  
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**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** saccheem  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
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**Document Number:** 1976STATE234553  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** REBROWN  
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